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v.

JULIO LUCAS-GARCIA,

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UNITED STATES DISTRICT COURT

SOUTHERN DISTRICT OF CALIFORNIA

January 2007 Grand Jury '08 CR 1625 UNITED STATES OF AMERICA,

Criminal Case No.

INDICTMENT

Title 8, U.S.C., Secs. 1326(a) and (b) - Deported Alien Found in the United States

The grand jury charges:

Plaintiff.

Defendant.

On or about May 8, 2007, within the Southern District of California, defendant JULIO LUCAS-GARCIA, an alien, who previously had been excluded, deported and removed from the United States to Mexico, was found in the United States, without the Attorney General of the United States or his designated successor, the Secretary of the Department of Homeland Security (Title 6, United States Code, Sections 202(3) and (4), and 557), having expressly consented to the defendant's reapplication for admission into the United States; in violation of Title 8, United States Code, Sections 1326(a) and (b). 11

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It is further alleged that defendant JULIO LUCAS-GARCIA was removed from the United States subsequent to December 30, 2004.

DATED: May 21, 2008.

A TRUE BILL:

Foreperson

KAREN P. HEWITT United States Attorney

By:

CARLA J BRESSLER

Assistant U.S. Attorney